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CITY OF MERIDIAN ORDINANCE NO. 16-1688

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BY THE CITY COUNCIL:

BIRD, BORTON, CAVENER,  
MILAM, PALMER, LITTLE ROBERTS

AN ORDINANCE (H-2015-0046) FOR ANNEXATION AND REZONE OF A PARCEL OF LAND LOCATED IN THE SW ¼ OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, AS DESCRIBED IN ATTACHMENT "A" AND ANNEXING CERTAIN LANDS AND TERRITORY, SITUATED IN ADA COUNTY, IDAHO, AND ADJACENT AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF MERIDIAN AS REQUESTED BY THE CITY OF MERIDIAN; ESTABLISHING AND DETERMINING THE LAND USE ZONING CLASSIFICATION OF SAID LANDS FROM RUT TO R-8 (MEDIUM DENSITY RESIDENTIAL) DISTRICT IN THE MERIDIAN CITY CODE; PROVIDING THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH THE ADA COUNTY ASSESSOR, THE ADA COUNTY RECORDER, AND THE IDAHO STATE TAX COMMISSION, AS REQUIRED BY LAW; AND PROVIDING FOR A SUMMARY OF THE ORDINANCE; AND PROVIDING FOR A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MERIDIAN, COUNTY OF ADA, STATE OF IDAHO:

SECTION 1. That the following described land as evidenced by attached Legal Description herein incorporated by reference as Exhibit "A" are within the corporate limits of the City of Meridian, Idaho, and that the City of Meridian has received a written request for annexation and re-zoning by the owner of said property, to-wit : *Brinegar Investments, LLC*.

SECTION 2. That the above-described real property is hereby annexed and re-zoned from RUT to R-8 (Medium Density Residential) District, in the Meridian City Code.

SECTION 3. That the City has authority pursuant to the laws of the State of Idaho, and the Ordinances of the City of Meridian to annex and zone said property.

SECTION 4. That the City has complied with all the noticing requirements pursuant to the laws of the State of Idaho, and the Ordinances of the City of Meridian to annex and re-zone said property.

SECTION 5. That the City Engineer is hereby directed to alter all use and area maps as well as the official zoning maps, and all official maps depicting the boundaries and the zoning districts of the City of Meridian in accordance with this ordinance.

REC'D JUN 09 2016

**SECTION 6.** All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.

**SECTION 7.** This ordinance shall be in full force and effect from and after its passage, approval and publication, according to law.

**SECTION 8.** The Clerk of the City of Meridian shall, within ten (10) days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman manner, including the lands herein rezoned, with the following officials of the County of Ada, State of Idaho, to-wit: the Recorder, Auditor, Treasurer and Assessor and shall also file simultaneously a certified copy of this ordinance and map with the State Tax Commission of the State of Idaho.

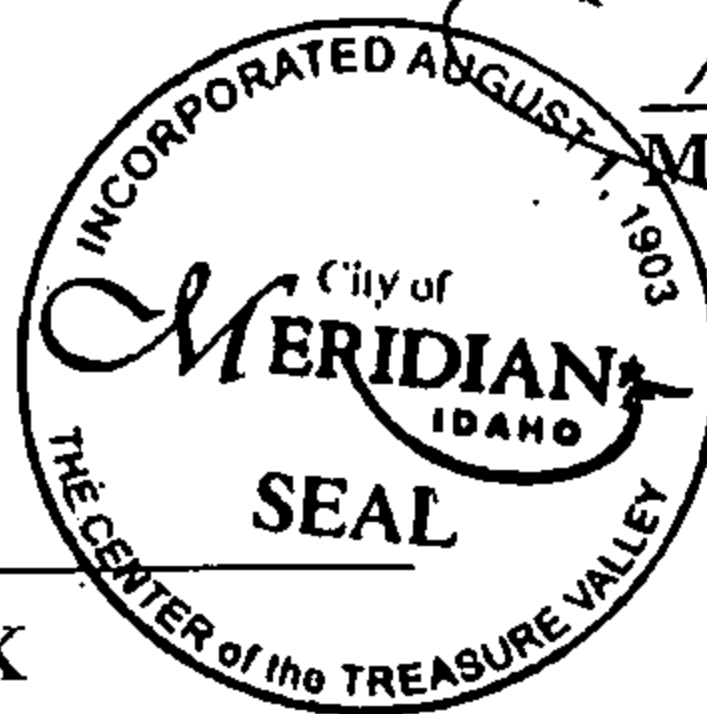
**SECTION 9.** That pursuant to the affirmative vote of one-half (1/2) plus one (1) of the Members of the full Council, the rule requiring two (2) separate readings by title and one (1) reading in full be, and the same is hereby, dispensed with, and accordingly, this Ordinance shall be in full force and effect upon its passage, approval and publication.

3<sup>rd</sup> PASSED BY THE CITY COUNCIL OF THE CITY OF MERIDIAN, IDAHO, this day of May, 2016.

3<sup>rd</sup> APPROVED BY THE MAYOR OF THE CITY OF MERIDIAN, IDAHO, this day of May, 2016.

ATTEST:

  
JACY JONES, CITY CLERK



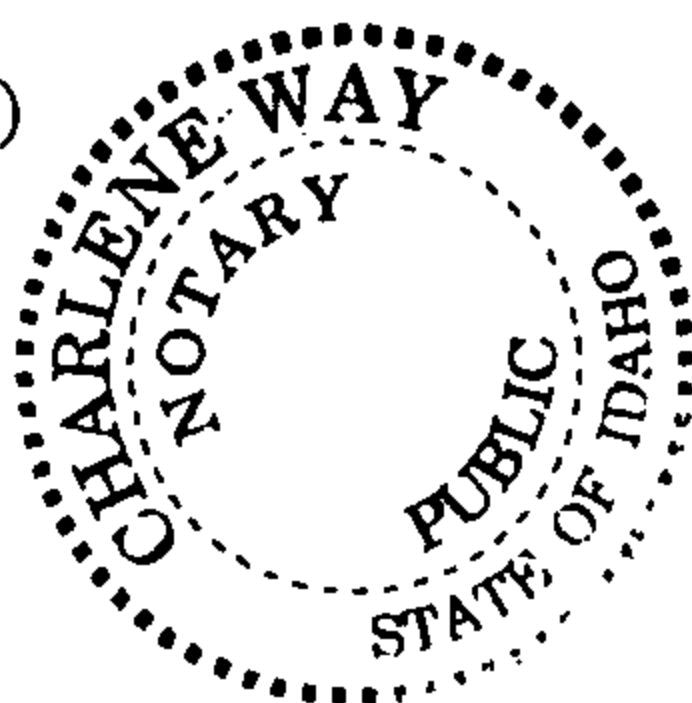
  
MAYOR TAMMY de WEERD

STATE OF IDAHO, )  
 ) ss:  
County of Ada )

On this 3 day of May, 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared TAMMY de WEERD and JACY JONES, known to me to be the Mayor and City Clerk, respectively, of the City of Meridian, Idaho, and who executed the within instrument, and acknowledged to me that the City of Meridian executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)




Charlene Way  
NOTARY PUBLIC FOR IDAHO  
RESIDING AT: Meridian ID  
MY COMMISSION EXPIRES: 3-28-2022

NOTICE AND PUBLISHED SUMMARY  
OF ORDINANCE PURSUANT TO I.C. § 50-901(A)

CITY OF MERIDIAN ORDINANCE NO. 16- 1688  
PROVIDING FOR ANNEXATION AND ZONING ORDINANCE

An Ordinance of the City of Meridian granting annexation and zoning for a parcel of land located in the SW ¼ of Section 2, Township 3 North, Range 1 West, Boise, Ada County, Idaho. This parcel contains 23.46 acres more or less. Also, this parcel is SUBJECT TO all easements and rights-of-way of record or implied. As surveyed in attached exhibit "B" and is not based on an actual field survey. A full text of this ordinance is available for inspection at City Hall, City of Meridian, 33 East Broadway Avenue, Meridian, Idaho. This ordinance shall become effective on the 16 day of May, 2016.

  
City of Meridian  
Mayor and City Council  
By: Jacy Jones, City Clerk

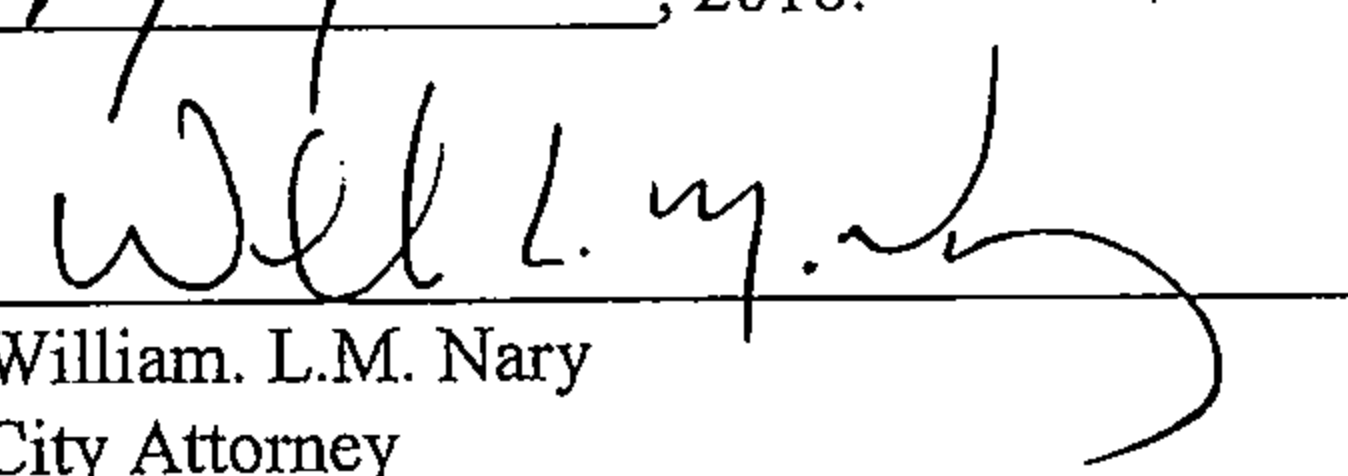


First Reading: 5/3/16  
Adopted after first reading by suspension of the Rule as allowed pursuant to Idaho Code §50-902: YES X NO \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Third Reading: \_\_\_\_\_

STATEMENT OF MERIDIAN CITY ATTORNEY AS TO ADEQUACY OF  
SUMMARY OF ORDINANCE NO. 16- 1688

The undersigned, William L.M. Nary, City Attorney of the City of Meridian, Idaho, hereby certifies that he is the legal advisor of the City and has reviewed a copy of the attached Ordinance No. 16- 1688 of the City of Meridian, Idaho, and has found the same to be true and complete and provides adequate notice to the public pursuant to Idaho Code § 50-901A (3).

DATED this 6 day of May, 2016.

  
William L.M. Nary  
City Attorney

## EXHIBIT A

Project No. 15-256

January 7, 2016

### ANNEXATION DESCRIPTION FOR BRINEGAR PRAIRIE SUBDIVISION

A parcel of land located in the SW 1/4 of Section 2, T.3N., R.1W., B.M., meridian, Ada County, Idaho more particularly described as follows:

Commencing at the SW corner of said Section 2, from which the W1/4 corner of said Section 2 bears North 00°18'48" East, 2642.98 feet;

thence along the West boundary line of said Section 2 North 00°18'48" East, 1322.54 feet to the **REAL POINT OF BEGINNING**;

thence continuing along said West boundary North 00°18'48" East, 769.17 feet to SW corner of Kentfield Manor Subdivision as filed in Book 68 of Plats at Pages 6913 and 6914, records of Ada County, Idaho;

thence along said South boundary line South 89°05'53" East, 1,325.68 feet to a point on the West boundary line of Deviln Place Subdivision as filed in Book 77 of Plats at Pages 8078 and 8079, records of Ada County, Idaho;

thence along said West boundary line South 00°17'24" West, 772.63 feet to the NE corner of Sunburst Subdivision No. 4 as filed in Book 62 of Plats at Pages 6217 and 6218, records of Ada County, Idaho;

thence along the North boundary line of said Sunburst Subdivision No. 4 North 88°56'55" West, 1,326.03 feet to the **REAL POINT OF BEGINNING**. Containing 23.46 acres, more or less.



# EXHIBIT B

